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MICHELLE UTSLER. COUNTY RECORDER MADISON IOWA

> COMPUTER. RECORDED. COMPARED.

PLEASE RETURN TO:

MIDAMERICAN ENERGY ATTN: RIGHT-OF-WAY SERVICES P.O. BOX 657 DES MOINES, IA 50303-0657

Prepared by: Anne M. King. (515) 281-2202

MIDAMERICAN ENERGY COMPANY UNDERGROUND ELECTRIC LINE EASEMENT

Folder No.

366-05

Work Reg. No. DR1869969

Project No.

51145

State of Iowa

County of

Madison 03

Section Township

76 North

Range

27 West of the 5th P.M.

KNOW ALL MEN BY THESE PRESENTS:

For and in consideration of the sum of One and no/100------Dollar (\$1.00), and other valuable consideration, in hand paid by MIDAMERICAN ENERGY COMPANY, an Iowa Corporation, receipt of which is hereby acknowledged, the undersigned titleholders James L. Thalacker and Sara A. Thalacker, husband and wife, (Grantors), heirs and assigns, do hereby grant to MIDAMERICAN ENERGY COMPANY (Grantee), its successors or assigns, the right to lay, maintain, operate, repair, and remove underground conduit, wires, and other necessary equipment incident thereto (including transformer and associated surface mounted equipment) through and across certain property described below, together with ingress and egress to and from the same, and all the rights and privileges incident and necessary to the enjoyment of this grant.

In consideration of such grant, MIDAMERICAN ENERGY COMPANY agrees that it will repair or pay for any damage which may be caused to real and personal property of the undersigned by the construction, maintenance, operation, or removal of said line, except such property placed subsequent to the granting of this easement that interferes with the operation and maintenance of the line and associated equipment.

Additionally, MIDAMERICAN ENERGY COMPANY shall have the right to remove from the strip of land specifically described below, any obstructions; including trees, plants, undergrowth, buildings, and structures that interfere with the proper operation and maintenance of said line and equipment.

Grantors agree that they will not construct or place any permanent buildings, structures, trees, plants, or other objects on the property described below.

EASEMENT DESCRIPTION:

A 10-foot by 375-foot underground electric line easement, as generally depicted on Exhibit "A", attached hereto and made a part hereof; said electric easement being situated in Lot 1, Guye Woods Overlook Subdivision, an Official Plat, now included in and forming a part of Sections 3 and 4, Township 76 North, Range 27 West of the 5th P.M., Madison County, Iowa; said plat of Guye Woods Overlook Subdivision being filed of record in the Office of the Recorder of

Madison County, Iowa in Book 2005, Page 2772.

This easement shall be binding upon the heirs, successors, and assigns of both parties. Grantors shall have the right of full enjoyment and use of the above-described property except as such that will be inconsistent with this reasement.

Dated this

_day of Sept

. 2005

oarnes L. Thalacker

Sara A. Thalacker

ACKNOWLEDGMENT

STATE OF

COUNTY OF

On this day of

_, 2005, before me, a Notary Public, personally appeared

<u>James L. Thalacker and Sara A. Thalacker</u>, to me known to be the persons who are named in and who executed the foregoing instrument, and acknowledged that they executed the same as a voluntary act and deed.

LARRY D. WATTS

Commission Number 176716
My Commission Expires

Notary Public in and for said State

DR 1869969